

**CASE AGAINST
BURNS'
MAN TO BE
DROPPED**

Solicitor Does Not
Believe He
Has Sufficient
Evidence to
Convict Dan
Lehon

The case of Arthur Thurman, lawyer, and C. C. Tedder, one-time Burns employee, both charged with subornation of perjury in reference to the affidavit of the Rev. C. B. Ragsdale, made in the Frank case, were set for trial in the superior court for Wednesday, but during the day were postponed indefinitely.

It is significant that the case against Dan S. Lehon, chief aid to William J. Burns, who was tied with Thurman and Tedder in the same case, has not been placed on the calendar.

While Solicitor Dorsey has made no statement, it is generally known that indictment against Lehon will be nolle prossed, the state's attorney having been convinced that it would be impossible to convict Lehon on the charge.

Lehon is now said to be in New York, although he remained in Atlanta a number of months, waiting for a trial, and when he left, expressed himself as preferring a trial to the quashing of the indictment against him.

The testimony of the Rev. Ragsdale on which the indictments were returned, did not implicate Lehon as it did Thurman and Tedder.

All three men were indicted on May 22, following the repudiation by Ragsdale of an affidavit in which he claimed that he and R. L. Barber, one of the former members of his church, had heard a negro identified by Barber as Jim Conley, confess the murder of Mary Phagan, for which Leo Frank has been convicted.

The preacher declared that he received \$200 in the office of Thurman after he made the affidavit.

Ragsdale has been indicted for perjury, but the case against him has not been set. Barber has been indicted on the same charge, but he has not been arrested. It is said, however, that the state has secured his testimony against Tedder and Thurman in an affidavit, although the statement cannot be verified.
